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Attorneys for Defendant
APPLE INC., A CALIFORNIA CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re iPhone Application Litigation

CASE NO. 11-MD-02250-LHK

CLASS ACTION

**DECLARATION OF S. ASHLIE
BERINGER IN SUPPORT OF
DEFENDANT APPLE INC.'S MOTION
FOR SUMMARY JUDGMENT**

1 I, S. Ashlie Beringer, declare as follows:

2 1. I am an attorney duly licensed to practice before this Court. I am a partner with the
 3 law firm of Gibson, Dunn & Crutcher LLP, counsel of record for Defendant Apple Inc. ("Apple") in
 4 this case. I submit this Declaration in support of Apple's Motion for Summary Judgment. I have
 5 personal knowledge of the matters stated herein and, if called as a witness, could and would testify
 6 competently thereto.

7 2. Attached as **Exhibit A** is a true and correct copy of excerpts from the reporter's
 8 transcript of the August 15, 2012 deposition of Plaintiff Anthony Chiu.

9 3. Attached as **Exhibit B** is a true and correct copy of excerpts from the reporter's
 10 transcript of the October 30, 2012 deposition of Plaintiff Isabella Capiro.

11 4. Attached as **Exhibit C** is a true and correct copy of excerpts from the reporter's
 12 transcript of the October 29, 2012 deposition of Plaintiff Alejandro Capiro.

13 5. Attached as **Exhibit D** is a true and correct copy of excerpts from the reporter's
 14 transcript of the August 14, 2012 deposition of Plaintiff Cameron Dwyer.

15 6. Attached as **Exhibit E** is a true and correct copy of excerpts from the reporter's
 16 transcript of the November 30, 2012 deposition of Erik Neuenschwander.

17 7. Attached as **Exhibit F** is a true and correct copy of excerpts from the reporter's
 18 transcript of the January 9, 2013 deposition of Dr. Manuel Egele.

19 8. Attached as **Exhibit G** is a true and correct copy of excerpts from the reporter's
 20 transcript of the August 4, 2013 deposition of Arun K. Gupta.

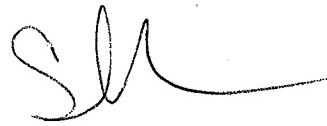
21 9. Attached as **Exhibit H** is a true and correct copy of excerpts from the reporter's
 22 transcript of the February 5, 2013 deposition of Dr. Lodovico Marziale.

23 10. Attached as **Exhibit I** is a true and correct copy of excerpts from the reporter's
 24 transcript of the January 16, 2013 deposition of Jeffrey Bolas.

25 11. Attached as **Exhibit J** is a true and correct copy of excerpts from the reporter's
 26 transcript of the February 28, 2013 proceedings before the Honorable Lucy H. Koh in this case.

27 I declare under penalty of perjury under the laws of the United States of America that the
 28 foregoing is true and correct and that this declaration was executed on May 16, 2013 in Palo Alto,

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S. Ashlie Beringer